

Before the  
**Federal Communications Commission**  
 Washington, DC

In the Matter of )

Amendment of Section 202(b), )  
 Table of Allotments, )  
 FM Broadcast Stations )  
 (Lindsborg, Kansas) )

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Federal Communications Commission  
 Office of Secretary

To: Chief, Allocations Branch

**PETITION FOR RULEMAKING**

Michael D. Law, by his attorney, hereby requests that the Commission amend the Table of Allotments as follows:

<u>Community</u>	<u>Current</u>	<u>Proposed</u>
Lindsborg, Kansas	238C3	238C3, 269C3

In support thereof, the following is stated:

Attached hereto is a Technical Statement which demonstrates that Channel 269C3 can be allotted at 38° 39' 34" N, 97° 42' 35" W, which will prevent any shortspacing from occurring with any currently authorized or proposed facility.

Adoption of this proposal will be in the public interest. As demonstrated in the Technical Statement, approval of this proposal will allow Michael D. Law to provide new service to the public in Lindsborg, Kansas. Michael D. Law will apply for the allotment at such time as this proposal is adopted.

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Accordingly, Michael D. Law respectfully requests that this Petition be adopted, that the Commission amend the FM Table of Allotments to specify Channel 269C3 at Lindsborg, Kansas, and that the Commission request comment on the proposal contained herein.

Respectfully submitted,

MICHAEL D. LAW

By: 

Dan J. Alpert

Its Attorney

*The Law Office of Dan J. Alpert*  
2120 N. 21st Rd.  
Suite 400  
Arlington, VA 22201  
(703) 243-8690

*June 9, 1997*

Michael D. Law

PETITION FOR F.C.C.  
RULE MAKING

AMENDING THE FM  
TABLE OF ALLOTMENTS

Section 73.202(b)

ADDING CH.#269C3  
LINDSBORG, KANSAS

May 27, 1997

**LARRY P. WAGGONER**

*Broadcast Technical Consultant*

1712 VALLEYVIEW CT.

WICHITA, KS 67212

(316) 722-3726

**Engineering Statement**  
**Michael D. Law**  
**Petition to Change the FM Table of Allotments**  
**Adding Channel #269C3**  
**Lindsborg, Kansas**

I, Larry P. Waggoner, have been retained by Michael D. Law to prepare this Engineering Study in support of his petition for F.C.C. Rule Making. The petition is to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules assigning Channel 269C3 to Lindsborg, Kansas.

This assignment would be the second commercial FM broadcast radio allocation for Lindsborg, Kansas. Lindsborg is listed in the 1990 U.S. Census as having a population of 3,076 persons and 1,182 households.

The FM Spacing Study shows that Channel #269C3, 101.7 MHz, can be assigned to Lindsborg with a 9.0 kilometer site restriction to the north-northwest. The closest spacings are to KVOE-FM, Ch.#269A, licensed to Emporia, Kansas and to the co-located KFDI-FM, Ch.#267C, licensed to Wichita, KS and KZSN-FM, Ch.#271C, licensed to Hutchinson, KS.

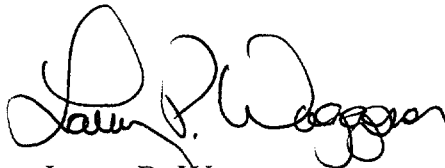
The FM Spacing Study, included as Exhibit #1 details the spacings and other information. The study was conducted on an allocation site approximately 10.0 kilometers north-northwest of downtown Lindsborg. The most distant city limit boundary point is 11.2 kilometers from the allocation site. There are many prospective tower sites over an area 15 kilometers wide by 12 kilometers deep. Any site in the allocation area could serve the entire city with a signal in excess of city grade service with no terrain blockage. The sites would also all be in compliance with the 73.207 (Table A) spacings.

This report supports the Michael D. Law petition to add Channel #269C3, Lindsborg, Kansas to the FM Table of Allotments. The FM separation for the channel is in compliance with Table A, 73.207(b)(1) of the Commission's Rules. Lindsborg is a city listed in the 1990 U.S. Census. The channel can be added, giving the community its second FM commercial broadcast radio service.

The 73.202(b) Table of Allotments would be amended to read:

Lindsborg, KS	238C3, 269C3
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All statements and data presented in this report are true and accurate to the best of my knowledge and ability.



Larry P. Waggoner  
Broadcast Technical Consultant  
1712 North Valleyview Court  
Wichita, Kansas 67212-1245

05-27-1997

Larry Waggoner

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FM Study for: LAW  
 Location: LINDSBORG, KS  
 Call City, State  
 Status Proponent

FCC Database Date: 5/97  
 Channel Class: C3  
 Chan Class Freq kW Latitude Dist. Required  
 File Number HAAT Longitude Azm. Clear (km)

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 >>>>>>> Study For Channel 269 101.7 mHz <<<<<<<

KVOEFM	EMPORIA, KS	269 A	101.7	3.00	38-21-45	142.76	142	
LIC	VALU-BROADCASTING, IN	BMLH-950308KC	93		96-07-02	102.9	+0.76	CLOSE
KVOEFM	EMPORIA, KS	269 A	101.7	3.2	38-21-45	142.76	142	
APP	VALU-BROADCASTING, IN	BMLH-970324KB	93		96-07-02	102.9	+0.76	CLOSE
KFDIFM	WICHITA, KS	267 C	101.3	100.	37-47-47	97.04	96	
LIC	WICHITA GREAT EMPIRE	BLH-830114AC	347		97-31-59	170.8	+1.04	CLOSE
KZSNFM	HUTCHINSON, KS	271 C	102.1	98.	37-47-47	97.04	96	
LIC	TRIATHLON BROADCASTIN	BLH-850222KS	315		97-31-59	170.8	+1.04	CLOSE
KMKF	MANHATTAN, KS	268 C2	101.5	36.0	39-15-55	127.1	117	
LIC	MANHATTAN BROADCASTIN	BLH-901101KD	176		96-27-56	57.7	+10.1	CLOSE
KREJ	MEDICINE LODGE, KS	269 C2	101.7	50.0	37-15-37	187.8	177	
LIC	FLORIDA PUBLIC RADIO,	BLED-930827KD	150		98-54-44	214.6	+10.8	CLOSE
KKQY	HILL CITY, KS	270 C1	101.9	100.	39-01-21	158.0	144	
CP	RADIO, INC.	BPH-950407MA	299		99-28-10	285.3	+14.0	CLOSE